

JUL 31 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:

BIERMANN et al.)	Examiner Shaun R. Hurley
Serial No.: 10/575,684)	Art Unit 3765
Filed: April 13, 2006)	Confirmation No. 4605
For: METHOD AND DEVICE)	Attorney Docket No. 2802209.00944
FOR THE PRODUCTION OF)	
A FANCY YARN)	

Charlotte, North Carolina July 31, 2009

MAIL-STOP AMENDMENT

Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313

TERMINAL DISCLAIMER

Sir:

Petitioner, Oerlikon Textile GmbH & Co. KG, is the sole owner of the entire right, title and interest in and to referenced application as evidenced by recordation in the U.S. Patent and Trademark Office at Reel 022853, Frame 0638, as of June 22, 2009.

Petitioner hereby disclaims, as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 USC §§154-156 and 173, as presently shortened by any terminal disclaimer, of co-pending Application No. 10/575,566, now granted as U.S. Patent No. 7,386,975. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the co-pending application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors, and assigns.

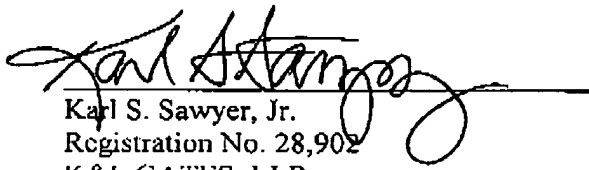
4829-7127-8851.01

JUL 31 2009

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration of the full statutory term as defined in 35 USC §§154-156 and 173 of the co-pending application, as presently shortened by any terminal disclaimer, in the event it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a Court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled by a reexamination certification, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of the Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

July 31, 2009
Date


Karl S. Sawyer, Jr.
Registration No. 28,902
K&L GATES, LLP
Hearst Tower, 47th Floor
214 North Tryon Street
Charlotte, North Carolina 28202
Telephone (704) 331-5792
-- Attorney for Applicants

CERTIFICATE OF TRANSMISSION UNDER 37 CFR § 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300, on the date indicated below.

July 31, 2009
DATE


KARL S. SAWYER, JR.